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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

FARID NEMATL,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary;
 EMILIO T. GONZALEZ, Director, CIS;
 ROSEMARY MELVILLE, District Director;
 FRANCIS SICILIANO, Field Office Director,
 Department of Homeland Security;
 ROBERT S. MUELLER, Director,
 Federal Bureau of Investigations,

Defendants.

No. C 07-5818 MMC

**STIPULATION TO DISMISS; and
~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice because the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to do so within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

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1 Date: January 3, 2008

Respectfully submitted,

2 SCOTT N. SCHOOLS
3 United States Attorney

4 /s/

5 ILA C. DEISS
6 Assistant United States Attorney
7 Attorneys for Defendants

8 /s/


9 Date: January 3, 2008

10 EDWARD R. LITWIN
11 CHRISTINA H. LEE
12 Attorneys for Plaintiff

13 **ORDER**

14 Pursuant to stipulation, IT IS SO ORDERED.

15 Date: January 4, 2008

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17 MAXINE M. CHESNEY
18 United States District Judge
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